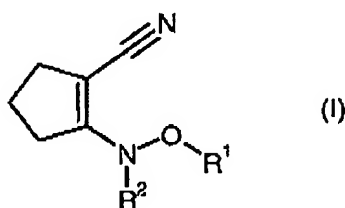


**Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application.

**Listing of Claims:**

1. (Original) A compound of the formula (I)



in which

$R^1$  and  $R^2$  independently of one another represent hydrogen, halogen, cyano, nitro or represent in each case optionally substituted alkyl, alkenyl, alkynyl, aryl, heterocyclyl or  $-COR^3$ ,

where

$R^3$  represents in each case optionally substituted alkyl, alkenyl, alkynyl, aryl or heterocyclyl,

or a salt or an acid addition compound thereof.

2. (Currently Amended) The compound as claimed in claim 1, ~~characterized in that~~

wherein

$R^1$  and  $R^2$  independently of one another represent hydrogen, halogen, cyano, nitro or in each case optionally substituted  $C_1$ - $C_8$ -alkyl,  $C_2$ - $C_8$ -alkenyl,  $C_2$ - $C_8$ -alkynyl, phenyl or heterocyclyl, or represent a radical  $-COR^3$ , where

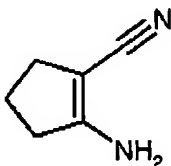
$R^3$  represents hydrogen, halogen, cyano, nitro or represents in each case optionally substituted  $C_1$ - $C_8$ -alkyl,  $C_2$ - $C_8$ -alkenyl,  $C_2$ - $C_8$ -alkynyl, phenyl or heterocyclyl.

3. **(Currently Amended)** A process for preparing compounds of the formula (I) as claimed in claim 1,

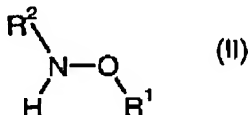
where  $R^1$  and  $R^2$  are as defined in claim 1,

except for compounds of the formula (I) in which  $R^1$  and  $R^2$  are identical and represent  $-COR^3$ ,

~~characterized in that~~ wherein 2-amino-1-cyclopentene-1-carbonitrile of the formula



is reacted with hydroxylamines of the general formula (II)



or salts thereof,

in which  $R^1$  and  $R^2$  are as defined in claim 1,

but  $R^1$  and  $R^2$  do not simultaneously represent  $-COR^3$ ,

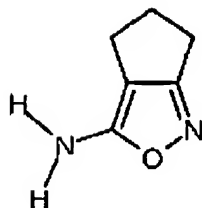
~~if appropriate~~ optionally in the presence of diluents and ~~if appropriate~~ optionally in the presence of a catalytic or stoichiometric amount of base.

4. **(Currently Amended)** A process for preparing compounds of the general formula (I)

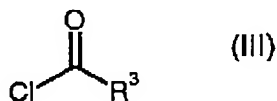
as claimed in claim 1,

where  $R^1$  and  $R^2$  are identical and represent  $-COR^3$ ,

~~characterized in that~~ wherein 5,6-dihydro-4H-cyclopenta[c]isoxazol-3-amine of the formula



is reacted with carbonyl chlorides of the general formula (III)



where R<sup>3</sup> is as defined in claim 1,

~~if appropriate~~ optionally in the presence of diluents and ~~if appropriate~~ optionally in the presence of a catalytic or stoichiometric amount of base.

5. **(Currently Amended)** A microbicidal composition, comprising at least one compound as claimed in ~~at least one of claims 1 and 2~~ claim 1 and at least one solvent or diluent and ~~also, if appropriate,~~ optionally processing auxiliaries and, ~~if appropriate,~~ optionally further antimicrobially active compounds.
6. **(Currently Amended)** The composition as claimed in claim 5, ~~characterized in that it comprises~~ further comprising at least one further antimicrobially active compound selected from the group consisting of ~~the~~ fungicides, bactericides, herbicides and ~~or~~ insecticides.
7. **(Currently Amended)** A method for protecting industrial materials comprising the steps of ~~The use using of at least one~~ compounds as claimed in ~~at least one of claims 1 and 2~~ claim 1 as a microbicide for ~~protecting industrial materials~~.
8. **(Currently Amended)** The method according to ~~use as claimed in~~ claim 7, ~~characterized in that~~ wherein the industrial materials ~~are~~ comprise adhesives,

sizes, paper, cardboard, leather, wood, timber products, paints, cooling lubricants and heat transfer fluids.

9. **(Currently Amended)** A method for protecting industrial materials against attack and/or destruction by microorganisms, ~~characterized in that~~ wherein at least one compound as claimed in ~~at least one of claims 1 and 2~~ claim 1 is allowed to act on the microorganism ~~or its habitat~~.
10. **(Currently Amended)** An industrial material which comprises at least one compound as claimed in ~~at least one of claims 1 and 2~~ claim 1.
11. **(New)** A microbicidal composition, comprising at least one compound as claimed in claim 1 and at least one diluent and optionally processing auxiliaries and optionally further antimicrobially active compounds.
12. **(New)** The composition as claimed in claim 11, further comprising at least one further antimicrobially active compound selected from the group consisting of fungicides, bactericides, herbicides and insecticides.
13. **(New)** A microbicidal composition, comprising at least one compound as claimed in claim 2 and at least one solvent and optionally processing auxiliaries and optionally further antimicrobially active compounds.
14. **(New)** The composition as claimed in claim 13, further comprising at least one further antimicrobially active compound selected from the group consisting of fungicides, bactericides, herbicides and insecticides.
15. **(New)** A microbicidal composition, comprising at least one compound as claimed in claim 2 and at least one diluent and optionally processing auxiliaries and optionally further antimicrobially active compounds.

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16. **(New)** The composition as claimed in claim 15, further comprising at least one further antimicrobially active compound selected from the group consisting of fungicides, bactericides, herbicides and insecticides.
17. **(New)** A method for protecting industrial materials against attack and/or destruction by microorganisms, wherein at least one compound as claimed in claim 1 is allowed to act on the habitat of a microorganism.
18. **(New)** A method for protecting industrial materials against attack and/or destruction by microorganisms, wherein at least one compound as claimed in claim 2 is allowed to act on the microorganism.
19. **(New)** A method for protecting industrial materials against attack and/or destruction by microorganisms, wherein at least one compound as claimed in claim 2 is allowed to act on the habitat of a microorganism.
20. **(New)** An industrial material which comprises at least one compound as claimed in claim 2.